



STATE OF NEW JERSEY
Board of Public Utilities
Two Gateway Center
Newark, NJ 07102
www.bpu.state.nj.us

Customer Assistance

Fort Lee Board of Education,)	
)	
Petitioner,)	<u>ORDER ADOPTING</u>
v.)	<u>INITIAL DECISION</u>
)	
United Water New Jersey, Inc.,)	BPU Docket No. WC02020120U
)	OAL Docket No. PUC 3787-02
Respondent.)	

(SERVICE LIST ATTACHED)

BY THE BOARD:

On February 26, 2002, Fort Lee Board of Education (Petitioner) filed a petition with the Board of Public Utilities (Board)¹ for a hearing alleging incorrect billing by United Water New Jersey, Inc. (Respondent). On April 19, 2002, Respondent filed an answer denying the allegations.

On April 23, 2002, the Board transmitted this matter to the Office of Administrative Law (OAL) for determination and initial disposition as a contested case pursuant to N.J.S.A. 52:14B-1 et seq. and N.J.S.A. 52:14F-1 et seq. The matter was assigned to Administrative Law Judge (ALJ) Elinor R. Reiner.

During the pendency of this matter at the OAL, the parties engaged in negotiations and executed a Stipulation of Settlement. The settlement was submitted to the ALJ for review. On February 28, 2003, ALJ Reiner filed her Initial Decision with the Board, recommending that the settlement be approved. The ALJ found the settlement to be voluntary, consistent with the law and fully dispositive of all issues in controversy. The ALJ therefore concluded that the settlement met the requirements of N.J.A.C. 1:1-19.1.

The settlement provides that United Water New Jersey, Inc. will credit Fort Lee Board of Education's account in the amount of \$20,000.00. In addition, Fort Lee Board of Education will pay the balance due on all amounts in arrears, less the credit of \$20,000.00, no later than July 1, 2003.

¹ Commissioner Jack Alter did not participate in the deliberation or the vote on this matter.

After review, the Board FINDS that the terms of the settlement are fair and reasonable. Therefore, the Board HEREBY ADOPTS the Initial Decision and Stipulation of Settlement in their entirety, incorporating the terms thereof into this final decision as if fully set forth at length herein.

DATED: 4/11/03

BOARD OF PUBLIC UTILITIES
BY:

SIGNED
JEANNE M. FOX
PRESIDENT

SIGNED
FREDERICK F. BUTLER
COMMISSIONER

SIGNED
CAROL J. MURPHY
COMMISSIONER

SIGNED
CONNIE O. HUGHES
COMMISSIONER

ATTEST: SIGNED

KRISTI IZZO
SECRETARY

Fort Lee Board of Education v. United Water New Jersey, Inc.

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OAL Dkt. No. PUC 3787-02

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